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5 *Attorney for Plaintiff Bond Manufacturing Co., Inc.*

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

9 BOND MANUFACTURING CO., INC., a
California corporation,

10 Plaintiff,

11 v.

12 ASHLEY FURNITURE INDUSTRIES,
13 INC., a Wisconsin corporation,;

14 Defendant.

Case No.: 2:17-cv-01522-JCM-CWH

**STIPULATION TO EXTEND TIME SET IN
2nd AMENDED SCHEDULING ORDER
REGARDING PRODUCTION OF PATENT
INFRINGEMENT CLAIMS AND NON-
INFRINGEMENT, INVALIDITY, AND
UNNFORCEABILITY CONTENTIONS**

(First Request)¹

17 Pursuant to Fed. R. Civ. P. 6(b)(1)(a) and Local Rules IA 6-1 and 6-2, Plaintiff Bond
18 Manufacturing Co., Inc. ("Bond") and Defendant Ashley Furniture Industries, Inc. ("Ashley")
19 hereby stipulate to a sixty (60) day extension of Bond's deadline to serve initial disclosures related
20 to its patent infringement claims (presently set for February 19, 2019). This is the first request for
21 an extension to the Second Amended Scheduling Order (ECF 50) and is made to allow Ashley to
22 produce and Bond to review supplemental documentation identified during the deposition of
23 Ashley's Controller. Bond did not serve its patent infringement disclosures by the June 14, 2019
24 because it believed it could not serve them until Ashley produced the supplemental information.

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28 ¹ This is the fourth stipulation regarding extending such disclosures generally, but only the first under the Second Amended Scheduling Order. (See ECF 43).

1 Ashley has not suffered any prejudice by the delay and the parties seek to extend that disclosure
2 deadline (among others) herein.

3 Ashley's production of such additional documentation has been delayed by the withdrawal
4 of Ashley's primary counsel in this matter (ECF 55) and the necessity to have subsequent counsel,
5 who did not attend the deposition of Ashley's controller, review a complex and lengthy deposition
6 record, that was further complicated by the liberal use of recorded computer records, many of
7 which are subject to the protective order entered in this case. Ashley's new counsel sought
8 clarification from Bond's counsel but counsel was largely unavailable during this time. Now that
9 the parties have conferred and Bond has clarified what information it requires, the parties
10 anticipate that Ashley will produce the records at issue by July 22, 2019, afterwhich Bond's expert
11 will assess them. Thereafter, the parties expect to assess possible settlement options before
12 proceeding with the cumbersome and costly process of preparing initial patent disclosures and
13 contentions. Pursuant to the Second Amended Scheduling Order (ECF 50), the parties will
14 contact the new magistrate judge after August 5, 2019 to facilitate the settlement conference.

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1 Accordingly, Bond and Ashley stipulate to amend the Second Scheduling Order (ECF 50)
2 to provide that Bond has until **Friday, August 23, 2019** to produce initial disclosures related to
3 its patent infringement claims, that Ashley has until **Monday, September 23, 2019**, to produce
4 initial disclosures of non-infringement, invalidity, and unenforceability contentions, and that
5 Bond has until **Wednesday, October 23, 2019**, to produce responses to non-infringement and
6 unenforceability contentions.

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8 DATED: July 15, 2019.

9 /s/ F. Christopher Austin

10 F. Christopher Austin (NV Bar #6559)

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/s/ Rory T. Kay

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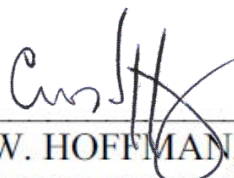
Las Vegas, NV 89102

13 *Attorneys for Plaintiff Bond Manufacturing*
14 *Co., Inc.*

Attorney for Defendant Ashley Furniture
Industries, Inc

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16 IT IS SO ORDERED.

17 DATED: Jul 23, 2019

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20 C.W. HOFFMAN, JR.

21 UNITED STATES MAGISTRATE JUDGE
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